



OFFICE OF
INSURANCE COMMISSIONER

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IN THE MATTER OF

TIME INSURANCE COMPANY,

Authorized Insurer.

ORDER NO. D08-0004

CONSENT ORDER LEVYING A FINE

The Insurance Commissioner of the State of Washington, pursuant to the authority set forth in RCW 48.02.080 and RCW 48.02.185, and having reviewed the official records and files of the Office of the Insurance Commissioner ("OIC"), makes the following:

FINDINGS OF FACT:

1. Time Insurance Company ("Time" or "the Company") is authorized to sell life and disability insurance in Washington.
2. As an authorized disability carrier, Time is required under RCW 28.20.025 to file an individual health plan annual loss ratio for each calendar year by May 31 of the following year.
3. Timely filing of the annual loss ratio is important for purposes of funding the Washington State Health Insurance Pool ("WSHIP") because RCW 48.20.025(6) requires carriers to submit remittances to WSHIP if their loss ratio is below 72%. Without timely loss ratios, WSHIP cannot accurately calculate its funding.
4. Since the statute became effective, Time has filed three of its eight loss ratios after the May 31 due date. (These include filings for calendar years 1999, 2002, and 2006.)



CONCLUSIONS OF LAW:

1. By failing to timely file their annual loss ratio filings for individual health plans for 2006, Time violated RCW 48.20.025(5).
2. A fine for these violations is authorized under RCW 48.05.185 in an amount not less than two hundred fifty dollars or more than ten thousand dollars.

CONSENT TO ORDER:

Time Insurance Company, acknowledging its duty to comply fully with the applicable laws of the State of Washington, consents to the following in consideration of its desire to resolve this matter without further administrative or judicial proceedings. The Insurance Commissioner consents to settle the matter in consideration of the Company's payment of a fine and such terms and conditions as are set forth below.

1. Time consents to the entry of this Order, waives any and all hearing rights, and further administrative or judicial challenges to this Consent Order.
2. By agreement of the parties, the Insurance Commissioner will impose a fine of \$1,000 (One Thousand Dollars), payable within thirty days of the entry of this Order.
3. Time's failure to timely pay this fine and to adhere to the conditions shall constitute grounds for revocation of the Company's Certificate of Authority, and shall result in the recovery of the fine through a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington.

EXECUTED this 25th day of January, 2008.

TIME INSURANCE COMPANY

By: 

Printed Name: Julia Hix-Royer

Typed Corporate Title: Vice President, Product Compliance

ORDER

Pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner hereby orders as follows:

1. Time Insurance Company shall pay a fine in the amount of \$1,000 (One Thousand Dollars).
2. The Company's failure to pay the fine within the time limit set forth above shall result in the revocation of the Company's Certificate of Authority and in the recovery of the fine through a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington.

ENTERED AT TUMWATER, WASHINGTON, this 1st day of February, 2008.

MIKE KREIDLER
Insurance Commissioner

By Andrea L. Philhower
Andrea L. Philhower
OIC Staff Attorney
Legal Affairs Division